

ISMAIL J. RAMSEY (CABN 189820)  
 United States Attorney  
 PAMELA T. JOHANN (CABN 145558)  
 Chief, Civil Division  
 ELIZABETH D. KURLAN (CABN 255869)  
 Assistant United States Attorney

450 Golden Gate Avenue, Box 36055  
 San Francisco, California 94102-3495  
 Telephone: (415) 436-7298  
 Facsimile: (415) 436-6748  
 Elizabeth.Kurlan@usdoj.gov

Attorneys for Defendants

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

CONG LI,

Plaintiff,

v.

BENJAMINE HUFFMAN,<sup>1</sup> Acting Secretary  
 of the United States Department of Homeland  
 Security, *et al.*,

Defendants.

Case No. 5:24-cv-08054 VKD

**STIPULATION TO STAY PROCEEDINGS;  
~~PROPOSED~~ ORDER**

Re: Dkt. No. 11

The parties, through their attorneys, hereby stipulate and respectfully request the Court to stay proceedings in this case for a limited time, until September 11, 2025. The parties make this joint request because they are pursuing an administrative resolution that may render further litigation of this case unnecessary.

1. Plaintiff filed this mandamus action seeking adjudication of her Form I-589, Application for Asylum and Withholding of Removal. United States Citizenship and Immigration Services (“USCIS”) scheduled an interview for May 14, 2025. USCIS will work diligently towards completing

<sup>1</sup> Benamine Huffman is automatically substituted as the defendant in this matter in accordance with Federal Rule of Civil Procedure 25(d).

1 adjudication of the I-589 application, absent the need for further adjudicative action or unforeseen  
2 circumstances that would require additional time for adjudication.

3 2. Plaintiff agrees to submit all supplemental documents and evidence to USCIS seven to  
4 ten days prior to the agreed upon scheduled interview. Plaintiff agrees that failure to timely submit this  
5 evidence may result in the rescheduling of the interview at no fault of USCIS.

6 3. If needed by Plaintiff or their dependent(s), Plaintiff shall bring their own interpreter to  
7 their asylum interview. See [https://www.uscis.gov/newsroom/alerts/affirmative-asylum-applicants-must-](https://www.uscis.gov/newsroom/alerts/affirmative-asylum-applicants-must-provide-interpreters-starting-sept-13)  
8 [provide-interpreters-starting-sept-13](https://www.uscis.gov/newsroom/alerts/affirmative-asylum-applicants-must-provide-interpreters-starting-sept-13). Plaintiff recognizes that failure to bring an interpreter to their  
9 interview may result in the interview being rescheduled at no fault of USCIS.

10 4. Upon receipt of USCIS' decision, Plaintiff agrees to voluntarily dismiss the case.

11 5. The parties agree to bear their own litigation costs and attorney fees.

12 Accordingly, the parties stipulate and request that the proceedings in this case be stayed until  
13 September 11, 2025, at which time the parties will file a joint status report with the Court. At that time,  
14 the parties may request a further continuance of the stay of proceedings, dismissal of the litigation if  
15 appropriate, or placement of the case back on the Court's active docket. A stay of proceedings in this  
16 case will benefit the parties and conserve the Court's resources while the parties pursue a potential  
17 administrative resolution.

18 Dated: January 24, 2025

Respectfully submitted,<sup>2</sup>

19 ISMAIL J. RAMSEY  
20 United States Attorney

21 /s/ Elizabeth D. Kurlan  
22 ELIZABETH D. KURLAN  
23 Assistant United States Attorney  
24 Attorneys for Defendants  
25  
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27 <sup>2</sup> In accordance with Civil Local Rule 5-1(i)(3), the filer of this document attests that all  
28 signatories listed herein concur in the filing of this document.

1 Dated: January 24, 2025

/s/ Mei Zhou

MEI ZHOU

Attorney for Plaintiff

2  
3  
4  
5 ~~PROPOSED~~ ORDER

6 Pursuant to stipulation, IT IS SO ORDERED.

7  
8 Date: January 27, 2025

Virginia K. DeMarchi

VIRGINIA K. DEMARCHI

United States Magistrate Judge